

SHIMOGA DISTRICT BOARD.

PROCEEDINGS OF THE THIRD ORDINARY MEETING OF THE DISTRICT BOARD, SHIMOGA,
HELD ON TUESDAY THE 15TH MAY 1928, IN THE TOWN HALL AT SHIMOGA, AT 1 P.M.

Members.

	Present.	Absent.	Vacant.	Total.
15th May 1928.	24	6	1	31

The following officers were also present on invitation :—

- (1) The Executive Engineer, Shimoga Division.
- (2) The District Medical Officer, Shimoga.
- (3) The Assistant Registrar of Co-operative Societies, Shimoga.
- (4) The Sub-Division Officer, Sagar.
- (5) The Treasury Assistant Commissioner in charge of Shimoga Taluk.
- (6) Amildars of Shimoga, Channagiri, Honnali, Shikarpur (in charge), Sorab, Sagar, Nagar and Deputy Amildar, Kumsi.

Read—

1. Proceedings of the meeting of the District Board held on 7th and 8th February 1928.

Resolution.—Recorded.

2. Proceedings of the meeting of the Standing Committee held on 2nd May 1928.

Resolution.—Recorded. (Appendix 'A').

3. Receipts and Expenditure of the District Board for the months of January, February and March 1928.

Resolution.—Recorded.

4. Estimates countersigned and sanctioned by the President in anticipation of the approval of the Board.

Resolution.—Sanctioned.

5. Budget Estimates of the District Board for 1928-29.

Resolution of the Standing Committee.—Approved subject to the modifications noted below :—

A. Receipts.—1. The provision of Rs. 5,000 under A. 3, cess on motor buses should be reduced to Rs. 4,000.

2. D. 2. "License Fees" should be raised from Rs. 450 to Rs. 500.

3. F. 2. "Deposits" should be raised from Rs. 5,000 to Rs. 6,000.

B. Expenditure.—Expenditure under Education Cess Funds (F. 5), may be raised from Rs. 73,000 to Rs. 75,000. The provision of Rs. 3,000 proposed by the Director of Public Instruction for equipment of Practical Instruction classes may be deleted and the allotment of Rs. 10,000 for school buildings (Incomplete and fresh works) increased to Rs. 15,000.

Resolution of the District Board.—The Budget Estimates be approved subject to the modifications suggested during discussion and as follows :—

Receipts.—The provisions of Rs. 15,000 and 4,800 made under Tolls (C.1) and Ferries (C. 2) be reduced to Rs. 12,000 and 2,500 respectively, having regard to the actual bid amount for 1928-29 under tolls, and the anticipated income under ferries.

Expenditure.—The provision of Rs. 12,000 made under (A.1) original works, may be increased to Rs. 15,000. The provision of Rs. 500 made under (B. 1) be increased to Rs. 7,500, the extra sum of Rs. 2,500 being set apart towards the construction of a musafir-khana at Nyamti. The allotment of Rs. 520 made for "allowance to weekly visits" under (D. 2. iv) be increased to Rs. 690, the extra sum of Rs. 170 being the allowance for the Sub-Assistant Surgeon, Kumsi, for paying weekly visit to Siragere. The provision of Rs. 300 made under (D. 8) cattle shows and exhibitions be increased to Rs. 500 as it is under contemplation to hold cattle shows at Honnali and other places.

5. (a) Letter No. 278, dated the 16th April 1928, from the Executive Engineer, Shimoga Division, furnishing a list of works pertaining to the District Fund Roads and Bridges proposed to be taken up during 1928-29 from the Irrigation Cess Funds.

Resolution of the Standing Committee.—The Executive Engineer has been requested to prepare separate statements of works to be executed from the District Funds with a view to ensure concentration of effort on specific items sanctioned. The amount of Rs. 32,000 available from the following funds should be suitably distributed on the works :—

	Rs.
Irrigation Cess Fund Works	15,000
District Fund Original Works	12,000
Malnad Improvement Funds	5,000

Total ... 32,000

And Letter No. 330, dated the 7th instant from the Executive Engineer forwarding a consolidated statement of works proposed to be taken up during 1928-29, from the different funds as follows:—

			Rs.
Irrigation Cess Fund Works	...	...	15,000
District Fund Original Works	...	...	14,000
Malnad Improvement Funds	...	...	3,000
		Total	32,000

Resolution.—Approved as revised, as far as the works relate to District Funds and Irrigation Cess Funds.

5. (b) Letter No. 283, dated 19th April 1928, from the District Scout Commissioner, Shimoga, requesting a grant of Rs. 300 towards expenditure in connection with the District Scout Rally to be held during the District Conference.

Resolution of the Standing Committee.—Sanctioned subject to the approval of the Board, the amount being met out of the closing balance of District Board Funds.

Resolution.—Approved.

6. Government Order No. D. 6157-78—A. E. 178-26-5, dated 12th December 1927, issuing revised rules for the grant of Loans for fruit cultivation.

Resolution.—Recorded.

7. Government Order No. D. 7139-36—E. D. F. 196-26-3, dated 10th January 1928, passing orders on the proposals of the Board of Education for the Development of Primary Education in the State.

Resolution.—Recorded.

8. Government Order No. 7540-57—C. V. 55-26-5, dated 20th January 1928, authorising the Director of Agriculture, in emergencies, to exempt a village or group of villages from the payment of fee on Serum Simultaneous inoculations.

Resolution.—Recorded.

9. Government Order No. D. 5928-82—C. V. 65-26-5, dated 28th January 1928, passing orders on the reorganisations of the Civil Veterinary Department.

Resolution.—Recorded.

10. Government Order No. 8099-8110—E. D. N. 36-26-26, dated 1st February 1928, empowering the Education Department to the readjustment of staff between Government and Cess Schools without consultation of the District Boards concerned in each case so long as cess funds are utilised on objects approved by them.

Resolution.—Recorded.

11. Government Order No. 8781-8—Sany. 12-27-20, dated the 3rd February 1928, directing the Sub-Assistant Surgeon of Nagar to pay bi-weekly visits to Karimane Village, Nagar Taluk, the cost of allowance at Rs. 15 per month being met out of Malnad Improvement Funds.

Resolution.—Recorded.

12. Memo No. L. 5188—L. B. 135-27-2, dated 2nd March 1928, from the General Secretary to Government, forwarding copy of his letter to the President, District Board, Hassan, intimating that the Board should provide Amildars with necessary advance or imprest for defraying charges of transmission of indigent patients bitten by rabid animals to the Pasteur Institute for treatment, as the expenditure is a legitimate charge on District Boards.

Resolution.—Recorded.

13. Government Order No. L. 5515-31—L. B. 6-25-25, dated 13th March 1928 issuing a set of rules relating to the grant of Scholarships by the District Boards for Technical Education.

Resolution.—Recorded.

14. Government Order No. L. 5568-86—L. B. 64-24-59, dated 14th March 1928, prescribing revised rules for regulating cattle shows and fairs.

Resolution.—Recorded.

15. Government Order No. L. 5787-8—L. B. 165-27-2, dated the 19th March 1928, approving of the resolution of the District Board to make over one-fourth of the net Jatra collection of Sri Sangameswaradevaru to the Village Panchayet of Kudli for carrying out certain improvements to the village.

Resolution.—Recorded.

16. Government Order No. L. 5900-2—L. B. 108-26-16, dated 24th March 1928, sanctioning a revised estimate for Rs. 3028, for sinking a drinking water well at Arasina-ghatta Village Shimoga Taluk. (Raiyats share by labour 674 in cash 502½, District Board grant 1851½).

Resolution.—Recorded.

17. Government Order No. D. 1065-3-62—Edn. 629-27-2, dated 3rd April 1928, approving of the proposals of the Director of Public Instruction for the continuance of the temporary establishment in his office during 1928-29 and to meet the cost, *i.e.*, Rs. 720 in equal shares from the Cess realisations of all the districts.

Resolution.—Recorded.

18. Government Order No. L. 6237-45—S. B. 118-24-20, dated 7th April 1928, empowering the President of the District Board, wherever the Board agree to effect transfer, of debenture bonds and Add-interim orders of the denominations not exceeding Rs. 1,000 in value in each case, to the heirs of the deceased holders on production of a heirship certificate granted by the Amildar and countersigned by the Deputy Commissioner without a succession certificate from a court.

Resolution.—Recorded.

19. Government Order No. L. 6287-96—V. P. 10-27-35, dated 9th April 1928, issuing instructions regarding the Execution of District Board Works by Public Works Department

Resolution.—Recorded.

20. Letter No. B.I. 3349-408—27-28, dated 9th April 1928, from the Director of Public Instruction requesting, to furnish the opinion of the Board if they agree to undertake the responsibility in connection with the construction of school buildings undertaken by the people on the grant-in-aid basis, the work being measured by the District Board Agency under the supervision of the Amildars.

Resolution.—The District Board are prepared to undertake the responsibility.

21. Government Order No. L. 6377-9—L. B. 97-27-9, dated 11th April 1928, sanctioning subject to the approval of the District Board, the holding of a weekly shandy at Anjanapur in Shikarpur Taluk as a temporary measure, for the convenience of the labourers and Government Staff working at the reservoir.

Resolution.—Approved.

22. Letter No. D. 11248-55—H. C., dated 21st April 1928, from the Development Secretary to Government, requesting to furnish the opinion of the Board if they are willing to purchase well-boring power-drills if Government contribute half the cost, etc.

Resolution.—Before the Board agree to buy a set, a demonstration of the power-drill may be arranged.

23. Letter No. G. C. 367-1, dated 10th March 1928, from the Senior Surgeon, requesting to furnish the opinion of the District Board regarding the need for opening a Dispensary at Maravalli in Shikarpur Taluk and to intimate how the cost is proposed to be met.

Resolution.—There are other places where there is greater urgency for establishment of dispensaries. Besides the finances of the District Board do not enable the opening of new dispensaries. Even the question of a Vaidyasala will have to lie over for the present.

24. Letter No. D.I. 442 of 1927-28, dated 19th March 1928, from the Director of Public Instruction, requesting to furnish the opinion of the Board, if Agricultural classes may be started at Tirthahalli instead of Tudurkatte as the latter has only an Incomplete Middle School, etc.

Resolution.—The Board are agreeable to this proposal.

25. Letter No. L. 1-335—27-28, dated the 14th February 1928, from the Live Stock Expert in Mysore, enquiring if the Board is willing to replace the existing Breeding Bull attached to the Veterinary Hospital, Shimoga, by a new one and to pay the District Board quota of Rs. 200.

Resolution.—The Board are agreeable to the proposal made and to pay the quota of Rs. 200. They are further of opinion that the Bull selected should not be from the Amrut-mahal herd.

26. Letter No. L. 5488-5503, dated 12th March 1928, from General Secretary requesting to furnish suitable proposals for housing the working classes in cities, towns and villages pointing out how the Board can arrange to finance the Scheme.

Resolution.—Deferred.

27. Memo No. 184, dated 2nd March 1928, from the Executive Engineer, Shimoga Division, requesting to furnish the final opinion of the Board regarding the bridge programme.

Resolution.—Deferred.

28. Memo No. R. I. N. C. 842—27-28, dated 15th February 1928, from the Tirthahalli Sub-Division Officer stating that the donation given by Mr. Hodigere Mallappa Setty may be utilised only for opening Vaidyasala at the village.

Resolution.—Resolved that a Vaidyasala or Rural Dispensary be opened a Hodigere as Mr. Mallappa Setty has paid Rs. 1,000 and has promised to contribute another Rs. 1,000 for the construction of a building for the Vaidyasala.

29. Memo No. 251-67, dated 11th April 1928, from the Executive Engineer, Shimoga Division, forwarding after scrutiny an estimate for Rs. 2,500 for sinking a well at Togarsi, in Shikarpur Taluk.

Resolution.—Sanctioned.

30. Review on Vital Statistics of the districts for the quarter ending 31st December 1927.

Resolution.—Recorded.

31. Amount of Rs. 18-2-0 remitted to Messrs. Addison & Co., by the President, District Board on 10th April 1928, subject to the approval of the District Board, towards the value of certain articles of stationery supplied by the Firm to the President of the Taluk Board, Shimoga, during September 1925.

Note.—The amount was drawn out of Taluk Board Funds, but was misappropriated by the Taluk Board Office Clerk who was under trial.

Resolution.—The payment of the amount is approved. But the responsibility of the loss of the amount should be examined and fixed.

32. Report No. G. C. 558, dated 23rd March 1928, from the Amildar, Sorab Taluk, stating that if the Board are not prepared to repair the Musafirkhana at Kerehalli it may be handed over to the villagers who are ready to effect necessary repairs to the building at their own cost and to use it for the school.

Resolution.—May be transferred to the Kerehalli Panchayet.

33. Report No. 950, dated the 14th March 1928, from the Amildar Tirthahalli Taluk, forwarding the resolutions of the Humchadakatte Village Panchayet requesting that an in-patient ward may be constructed to the Local Fund Dispensary at Humchadakatte.

Resolution.—An estimate may be obtained for this work from the Public Works Department.

34. Letter dated 9th February 1928, from the Secretary Third Lambani Conference requesting financial assistance from the Board to meet the expenditure of the conference, held at Kankanhalli in March 1928.

Resolution.—Recorded.

35. Application dated 16th February, 1928, from K. N. Sadasiva, Student, Ayurvedic, College, Mysore, requesting the grant of a Scholarship from the Board.

Resolution.—The application may be filed.

36. Application dated 11th April 1928, from Mr. Syed Ishak, Hakeem Shimoga, praying for the supply of a Breeding Bull at concession rate.

Resolution.—As a Breeding Bull will be supplied to the Veterinary Dispensary here, there is no need for subsidising the purchase of a bull by a resident within the limits.

37. Lists of subjects proposed for discussion by Members of the Board at the meeting.

Resolution.—Deferred.

38. Letter No. M. 3. C.1360—27-28, dated 18th April 1928, from the Deputy Commissioner, Shimoga District, forwarding for disposal the subjects brought forward by the Representative Assembly Members at the preliminary meeting held on 12th April 1928.

Resolution.—Deferred.

39. Deputy Commissioner's Memo No J. I. C. 167—27-28, dated 26th January 1928, for early repairs to Channagiri-Hadadi road.

Resolution.—Deferred.

40. Sanitary Commissioner's letter No. D. I. Dis. 204, dated 29th February 1928, suggesting the desirability of providing funds in the District Board Budget for the purchase of Bili Vaccine

Resolution.—Deferred.

41. Report No. 1088, dated 5th April 1928, from the Amildar, Tirthahalli Taluk, recommending the opening of Dispensary at Sedugar where the villagers are prepared to pay one-third of the cost of building for dispensary and the staff and also are ready to provide buildings free of rent till pakka ones are constructed and suggesting that if a Local Fund Dispensary cannot be sanctioned immediately, at least a Rural Dispensary may be sanctioned.

Resolution.—Deferred.

42. Letter dated 7th April 1928, from Mr. B. Gopalachar requesting that a Rural Dispensary may be arranged to be opened at Basavani from next year.

Resolution.—Sanctioned.

43.—Letter No. Mis. 2879, dated 19th April 1928, from the President, District Board, Dharwar, enquiring if the District Board is prepared to pay any contribution towards the extension of the Shikarpur-Masur road in the Dharwar District.

Resolution.—The Board regret that their funds do not permit of meeting any contribution towards this scheme in the Dharwar District.

44. Letter No. L. 5938—V. P. 60-27-3, dated 26th March 1928 and L. 6094—V. P. 60-27-4, dated 3rd March 1928, from the General Secretary to Government, stating that proposals regarding the holding of shandies at Holalur (Shimoga Taluk) and Haranahalli (Kumsi Sub-Taluk), may be given wide publicity and objection invited and that the final resolution of the District Board sent thereafter.

Also petition received from Nyamti Merchants on the subject.

Resolution.—The previous resolution of the Board be adhered to and the shandy at Holalur be held on Monday and at Harnahalli on Tuesday.

45. Memo No. A.2. P. R. 97, dated 28th April 1928, from the Deputy Commissioner, Shimoga, forwarding for suggestion of the Board Irrigation Cess Budget for 1928-29.

Resolution.—Approved, subject to the modification that Government be requested to allot Rs. 5,000 more for improvement of communications in the district, especially bridges and Malnad Roads.

46. Letter No. L. 6783—L. B. 146-26-13, dated 28th April 1928, from the General Secretary to Government, requesting to furnish the opinion of the Board:—(1) Whether the Village Panchayets may be allowed to utilise the income derived from cattle fairs of a purely local character that may be organised by them and (2) whether District Board contribute a portion of their income from cattle shows to the Village Panchayets.

Resolution.—Deferred.

47. Letter No. Muz. 1299—27-28, dated 21st April 1928, from the Deputy Commissioner, Shimoga, requesting to furnish the opinion of the Board, whether they are willing to maintain out of the District Board Funds the Chattram at Anantapur in Sagar Taluk as a rest-house for travellers.

Resolution.—Deferred.

48. Memo No. R. 1. C. 1869—27-28, dated 30th April 1928, from the Sub-Division Officer, Sagar, recommending the opening of a new toll-gate at Pataguppa on Kallurkatte-Sagar Road.

Resolution.—May be established at Pataguppa at a place to be selected by the President.

49. Report No. 273, dated 28th April 1928, from the President, Bhadravati Municipal Council, furnishing the views of the Council that on account of its scanty resources, it is not in a position to contribute any money towards the construction of a Musafirkhana at Bhadravati and that the cost met from the District Board State Funds.

Resolution.—Deferred.

50. Letter No. C. 9—L. B. 26-27, dated, 26—30th March 1928, from the President, District Board, to the General Secretary to Government in Mysore, recommending the continuance of the services of the Railway Accountant for another three months from March to June 1928.

Resolution.—Deferred.

51. Views furnished by the Shareholders of the District Board Railway Loan in response to the resolution passed by the Board at their meeting held on 7th February 1928, about the acceptance of terms offered by Government in their Order No. L. 4763-75—L. B. 101-21-18, dated 22nd January 1927, regarding the construction of the Shimoga-Arasalu Railway Line as far as Ragihosahalli.

Resolution.—Deferred.

52. Letter No. T. P. 12—28, dated 3rd April 1928, from the Traffic Manager, Mysore Railways, about changing the name of the proposed Haranahalli Station into "Aynur Road."

Resolution.—Deferred.

53. D. O. Letter dated the 26th February 1928, from the Superintending Engineer, Shimoga Circle, forwarding a copy of letter No. 2139—S., dated 24th February 1928, from the Secretary to Government to the Chief Engineer, intimating that Government have agreed to the transfer of both the Shimoga-Sorab-Sirsi Road and Chitaldrug-Bhadravati Road to State Funds, if funds permit, at least one being transferred next year, if both roads cannot be taken over.

Resolution of the Standing Committee.—Recorded with thanks of the Committee.

It is most essential in the interests of the District Board revenue that both the roads should be taken over from 1st July 1928 alone. Government may be approached with a request to stretch a point in favour of this, hard pressed Board even if there is difficulty in providing funds for taking over both the roads next year.

Resolution of the District Board.—Resolution of the Standing Committee is approved.

54. Report No. 668, dated 7th March 1928, from the Amildar, Sorab, recommending the abolition of the temporary toll-gate established every year at the time of the Jatra at Chandragutti.

Resolution of the Standing Committee.—May be abolished.

Resolution of the District Board.—The resolution of the Standing Committee is approved.

55. Letter No. 206, dated 26th April 1928, from the Proprietor of the T. S. Motor Service, requesting permission to compound payment of toll at Saulanga and Ulvi toll-gates during 1928-29.

Resolution of the Standing Committee.—Permission may be granted by obtaining a necessary mutchalika agreeing to guarantee the normal income from each of these gates to the Board. The other applications are rejected.

Resolution of the District Board.—The resolution of the Standing Committee is approved.

56. Memo No. R. 2. P. L. 27-28, dated 10th February 1928, from the Sub-Division Officer, Tirthahalli, forwarding Channagiri Taluk Amildar's Report No. 281, dated 8th February 1928, requesting (1) that a sum of Rs. 500 may be advanced by the District Board for laying out roads and drains in Chiradoni Village Extension acquired at the cost of the District Board and (2) that a cheque for Rs. 193-0-8 being the balance of award amount still to be paid, may be issued subject to the whole amount being repaid to the Board by the sale of sites.

Resolution of the Standing Committee.—May be advanced subject to recoupment within one year.

Resolution of the District Board.—Approved.

57. Proposal of the Executive Engineer, Shimoga Division, to the effect that the kitchen attached to the Old Traveller's Bungalow at Saulanga, which was handed over to the Public Works Department according to resolution No. 45 of the Board passed at their meeting held on 8th October 1926, may be disposed of by auction, as he does not require the building.

Resolution.—Approved.

Date of next meeting.—23rd June 1928 (Saturday).

Notification dated 7th June 1928.

Government having in their Order No. R. 8729-40—R. M. 9-27-53, dated 15th May 1928, issued revised rules relating to tolls, the right to collect tolls at the several District Fund Toll-gates in the District as noted in the Schedule A during the official year 1928-29 will be resold by public auction at the places and on the dates specified therein in accordance with the revised rules published in this behalf.

2. Persons intending to bid at the sale must attend in person or by a duly accredited agent. Every such person should deposit beforehand an amount equal to one-sixth of the contract amount for the previous year as shown in Schedule A as earnest money. The deposits of all the bidders except the first two or three, whose bids are to be recommended for acceptance, will be returned at the close of the sale. The deposit of the successful bidder, who will be called the contractor, will be returned only on fulfilment of the contract. The deposits of the remaining bidders will be returned soon after the confirmation of the sale.

3. The sale will not become absolute until confirmed by the authority noted in Schedule A who reserves the final power of refusing or accepting without assigning any reason whatever, the highest or any bid that may be offered.

4. The successful tenderer shall, within seven days of the receipt of information of confirmation of the sale in his favour, execute an agreement on a duly stamped paper binding himself and his heirs to observe the conditions hereinafter set forth and to be subject to the penalties, forfeitures and liabilities referred to therein and when he does not hold property in Mysore, shall furnish at least two sureties who own sufficient properties in the Mysore State for the due performance of the contract and if he is a non-resident foreigner he shall be deemed to have agreed to submit himself to the jurisdiction of the Civil Courts in Mysore and to be bound by any decree *ex-parte* or otherwise, that may be passed against him by such Courts for any sums due in respect of the contract amount.

5. The contract shall not be transferred by sale, gift or otherwise or sub-leased without the previous sanction of the Deputy Commissioner and President, District Board, Shimoga.

6. The contract amount shall be paid in twelve equal monthly instalments in advance on the first day of every month into the Taluk Office. The contractor shall also pay along with the instalments the authorised railway and educational cesses, if any, at the prescribed rates.

7. Fees recovered from persons compounding the payment of toll in accordance with the Standing Rules and Orders approved by Government shall be kept at the credit of the contractor and adjusted in account towards the last instalment or instalments, as the case may be. The composite fee in respect of every four wheeled motor vehicle constructed to carry less than 10 persons is fixed at Rs. 200 and on every other four wheeled motor vehicle at Rs. 400 per annum.

8. Interest at 9 per cent per annum shall be levied on all overdue amounts till date of payment.

9. The contractor shall collect tolls only at the rates and the gates on the traffic specified in Schedules A and B.

10. The contractor shall give to the person paying the toll a proper receipt showing the date and hour of payment of toll.

11. The contractor shall keep at the toll-gate, true accounts of the daily collections and of the traffic passing through the toll-gate. These accounts shall be open to the inspection of the Deputy Commissioner and President, District Board, Shimoga, Vice-President, District Board, Shimoga, the Assistant Commissioner and the Amildar. He shall, if required by the Deputy Commissioner and President, District Board, Shimoga, furnish to the Taluk Office at the end of every month, a true return for the month showing the traffic passing through the gate in a prescribed form.

12. The contractor will have the use of the existing toll-house and gate without payment of any rent, and he should keep them in good repair, failing which, the cost of repair will be recovered from the contractor.

13. The contractor shall not be entitled to any remission of the contract amount or to any compensation on account of seasonal conditions or any other cause whatever.

14. The contractor and his employees shall always behave courteously towards the travelling public and shall not harass them or give them trouble of any kind and he shall maintain at the toll-gate a book, wherein travellers may record complaints and forward true extracts thereof once a week to the Amildar.

15. The contractor shall conform generally to the rules published in the late Chief Commissioner's Notification No. 274, dated the 4th November 1876, as revised from time to time. He shall recognize all exemptions made by the Statute or Rules in force for the time being. He shall pay special attention to the points mentioned in Schedule C.

16. Any breach of the above conditions or rules on the part of the contractor or his servants will entail the forfeiture of the deposit or the levy of a fine not exceeding Rs. 50 for each infringement if the fine be not paid or in the event of instalments or other sums due not being paid within the prescribed date, it shall be competent to the Deputy Commissioner and President, District Board, Shimoga, to suspend further collection of toll by the contractor and dispose of the right to collect the toll during the remaining period by a resale or otherwise. The resale will be held at the risk of the defaulting contractor who shall be liable to make good all losses accruing but shall not be entitled to any profits arising from the resale.

17. The imposition of fine or resale of the contract shall be no bar to the prosecution of the contractor or his employees for any offence or to the institution of other legal steps against them under any law in force for the time being.

SCHEDULE A.

Serial No.	Taluk	Name of toll-gate	Situation of the toll-gate	Whether toll is to be levied as through traffic, incoming or outgoing	Traffic specially exempted from payment of toll on account of the peculiar situation of the toll-gate or the special requirements of the people	Amount of deposit required	Place of sale	Date of sale	Officer conducting the sale	Officer confirming the sale
1	2	3	4	5	6	7	8	9	10	11
1	Shimoga	Bhadravati	A mile or so beyond the Municipal limits on the Channagiri Road	On all kinds of Traffic	Vide paras 7 and 14	Rs. 335	Shimoga Taluk Office.	21st June 1928	Deputy Commissioner and President, District Board or any officer deputed by him	Deputy Commissioner and President, District Board
2	Channagiri	Channagiri	Beyond the Municipal limits on the road leading to Holalkere.			500	Channagiri Taluk Office.	11th June 1928		
3	Do	Sulekere	Near the Third Class Travellers' Bungalow at the junction of the roads from Sasalu, Bavapatna and Channagiri with the sub-toll gate in the tank bed near Somalapur			130	Do	22nd June 1928		
4	Honnali	Saulanga	At the junction of the Shimoga-Honnali and Shimoga-Shikarpur Roads with sub-toll-gate at 3/12.			1,500.	Honnali Taluk Office.	Do		
5	Do	Honnali-Rattehalli Road toll-gate.	Near the State Frontier.			100	Do	Do		
6	Sikarpur	Huliginakoppa	Huliginakoppa			600	Shikarpur Taluk Office.	21st June 1928		
7	Sorab	Badabye sub-toll-gate at Karadigere.	Badabye with sub-toll-gate at Karadigere.			130	Sorab Taluk Office.	Do		
8	Do	Agasanahalli	Agasanahalli			150	Do	Do		
9	Do	Ulvi	Ulvi at the 10th mile near travellers' bungalow with sub-toll-gate at 5/7 furlong.			600	Do	Do		
10	Do	Sorab-Sirsi Road toll-gate.	Near the State Frontier.			100	Do	Do		
11	Nagar	Lakshmiapur with the sub-toll-gate at Bennatti.	Lakshmiapur with the sub-toll-gate at Bennatti.			150	Kallurkatte Taluk Office.	23rd June 1928		
12	Tirthahalli	Humchakatte toll-gate.	On the Anantapur-Tirthahalli Road near Humchakatte.			100	Tirthahalli Taluk Office.	25th June 1928		

SCHEDULE B.

SCHEDULE OF THE MAXIMUM RATES OF TOLLS.

1. (a)	On every four-wheeled motor vehicle constructed to carry less than 10 persons	Rs.	a.	p.
	(Composite fee in respect of the above) per annum	200	0	0
(b)	On every other four-wheeled motor vehicle	2	0	0
	(Composite fee in respect of the above) per annum	400	0	0
2.	On motor cycles with or without side-car	0	4	0
3.	On every four-wheeled carriage	0	8	0
4.	Do two-wheeled carriage on springs other than a jutka or ekka	0	4	0
5.	Do ekka or jutka, laden	0	2	0
6.	Do ekka or jutka, unladen	0	1	0
7.	Do other vehicle on springs including tricycle and bicycle	0	2	0
8.	On every cart or other vehicle drawn by eight bullocks, buffaloes, horses, ponies, asses or mules, if laden	Rs.	a.	p.
	1 0 0			
9.	Do cart or other vehicle drawn by eight bullocks, buffaloes, horses, ponies, asses or mules, if not laden	0	8	0
10.	Do cart or other vehicle drawn by six bullocks, buffaloes, horses, ponies, asses or mules, if laden	0	8	0
11.	Do cart or other vehicle drawn by six bullocks, buffaloes, horses, ponies, asses or mules, if not laden	0	4	0
12.	Do cart or other vehicle drawn by four bullocks, horses, buffaloes, ponies, asses or mules, if laden	0	6	0
13.	Do cart or other vehicle drawn by four bullocks, horses, buffaloes, ponies, asses or mules, if not laden	0	3	0
14.	Do cart or other vehicle drawn by two bullocks, buffaloes, horses, ponies, asses or mules, if laden	0	4	0
15.	Do cart or other vehicle drawn by two bullocks, buffaloes, horses, ponies, asses or mules, if not laden	0	2	0
16.	Do cart or other vehicle drawn by a single bullock, buffalo, horse, pony, ass or mule, if laden	0	2	0
17.	Do cart or other vehicle drawn by a single bullock, buffalo, horse, pony or mule, if not laden	0	1	0

SCHEDULE C.

RULES RELATING TO TOLLS ON DISTRICT FUND ROADS AS IN FORCE FOR THE TIME BEING.

- (a) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate together with a copy of these rules.
- (b) No more than one payment of toll shall be demanded at any toll-gate station, or bridge in the District in respect of any carts, carriages, vehicles or animals in any one period of 24 hours counted from sunrise to sunrise. Provided that when toll has been paid at any toll-gate, station or bridge in respect of any carts, carriages, vehicles or animals not laden or ridden, the difference between such toll and the toll payable in respect of such carts, carriages, vehicles or animals laden or ridden, shall be payable, if such carriages, carts, vehicles or animals again pass through such toll-gate, station or bridge laden or ridden within such period.
- (c) Carts laden with manure or other substance used as a manure shall be exempt from payment of toll at all the interior toll-gates and shall pay at the rate prescribed for unladen carts at all frontier toll-gates; provided that no toll shall be levied on carts belonging to agriculturists residing within five miles of the toll-gates when such carts are carrying manure, implements, seeds or agricultural produce to and from their fields and when they return unladen.
- NOTE.—Any claim for exemption under this rule shall be supported by a certificate signed by the Patel or Chairman of the Village Panchayet of the village to which the cart belongs.
- (d) No toll shall be levied on foot-passengers.
- (e) No toll shall be levied for the passage of Troops or Military Stores or equipages or of Police Officers in uniform on duty or of any person or property in their custody or of any property *bona fide* belonging to Government, the proof of

which should be established by the production of a pass or certificate from any officer of the Department to which the property belongs, such officer being duly authorised by the Deputy Commissioner or by Government to grant such certificates or passes. Such pass or certificate, should be delivered up at the last toll-gate passed by the cart or carriage, conveying such property, before it reaches the destination noted in such or certificate.

- (f) No toll shall be levied for the passage of carriages or carts, etc., at any toll-gate if they belong to a Local Board or Municipal Council, the proof of which is to be established by the production of a certificate signed by the President of such body or by such officer as may be authorised by the Government.
- (g) No toll shall be levied for the passage of carriages, or carts, etc., if—
 - (1) they belong to His Highness the Maharaja or His Highness the Yuvaraja;
 - (2) they belong to the Hon'ble the British Resident in Mysore;
 - (3) they are engaged by the Postal Department exclusively to carry mails;
 - (4) they belong to a person who has compounded with the proper authority in accordance with the rules framed by the Government; and
 - (5) they convey British Military Officers in uniform, passing on duty.
- (h) No toll shall be levied on any conveyance used for ambulance purposes,

B. T. KESAVAIENGAR,

President,

District Board, Shimoga.

KADUR DISTRICT.

Notification No. L. B. 107—27-28, dated 8th June 1928.

The right to collect tolls at the toll-gates as noted in the Schedules A and B during the official year will be sold by public auction at the places and on the dates specified against each gate.

2. Persons intending to bid at the sale must attend in person or by a duly accredited agent. Every such person should deposit beforehand an amount equal to 1/6th of the contract amount for the previous year as shown in Schedule A as earnest money. The deposits of all the bidders, except the first two or three whose bids are to be recommended for acceptance, will be returned at the close of the sale. The deposit of the successful bidder, who will be called the contractor, will be returned only on the fulfilment of the contract. The deposits of the remaining bidders will be returned soon after the confirmation of the sale.

3. The sale will not become absolute until confirmed by the authority noted in Schedule A, who reserves the final power of refusing or accepting without assigning any reason whatever, the highest or any bid that may be offered.

4. The successful tenderer, shall within fifteen days of the receipt of intimation of confirmation of the sale in his favour, execute an agreement on a duly stamped paper binding himself and his heirs to observe the conditions hereinafter set forth and to be subject to the penalties, forfeitures and liabilities referred to therein and when he does not hold property in Mysore, shall furnish at least two sureties who own sufficient properties in the Mysore State for the due performance of the contract and if he is a non-resident foreigner he shall be deemed to have agreed to submit himself to the jurisdiction of the Civil Courts in Mysore and to be bound by any decree *ex-parte* or otherwise, that may be passed against him by such Courts for any sums due in respect of the contract amount.

5. The contract shall not be transferred by sale, gift or otherwise or sub-leased without the previous sanction of the President of the District Board.

6. The contract amount shall be paid in twelve equal monthly instalments in advance on the first day of every month into the Taluk Office. The contractor shall also pay along with the instalments the authorised Local, Railway and Educational Cesses, if any, at the prescribed rates.

7. Fees recovered from persons compounding the payment of toll in accordance with Standing Rules and Orders approved by the Government shall be kept at the credit of the contractor and adjusted in account towards the last instalment or instalments, as the case may be.

8. Interest at 9 per cent per annum shall be levied on all overdue amounts till date of payment.

9. The amount due from the contractor or his sureties shall be recoverable as if they were arrears of land revenue under the provisions of the land Revenue Regulation and the rules thereunder.

10. The contractor shall collect tolls only at the rates and the gates on the traffic specified in Schedules A and B.

11. The contractor shall give to the person paying the toll a proper receipt showing the date and hour of payment of toll.

12. The contractor shall keep at the toll-gate, true accounts of the daily collections and of the traffic passing through the toll-gate. These accounts shall be open to the inspection